



POLICE DEPARTMENT
CITY OF BURLINGTON

USE of Force Report
September 01, 2021 – September 30, 2021

Total Number of Incidents for 9/1/21 – 9/30/21 – 2269 Incidents

Total Number of UOF Incidents - 21

Total Uses of Force – 55

Percent of UOF Incidents vs. Total Incidents – .9%

Race/Gender of Arrestee/Subject in UOF Incidents

Black Male – 9

Black Female – 1

White Male – 15

White Female – 2

Incidents

#1 21BU014386 – Arrest Disorderly Conduct/Interference with Law Enforcement

Officer Observed

D Area

Officer observed the arrestee throughout the evening in the downtown area “shoulder checking” pedestrians walking past him in an attempt to start a physical altercation. The officer warned the arrestee numerous times to stop his behavior. The arrestee then stood in the travel portion of the roadway yelling at the officers. The officer informed the arrestee he was under arrest for Disorderly Conduct. While attempting to place the arrestee in handcuffs the arrestee attempted to pull away from the officers. Officer had to place the arrestee’s hands behind his back and handcuff him.

White Male Age 39, 6’02” 160 lbs.

2 Officers

Officer 1 – empty hand controls X1 – noncompliant handcuffing

Officer 2 – empty hand controls X1 – rear wrist lock

Arrestee– no injury

Officers – no injury



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#2 21BU14383- Protective Custody/Intoxication

Complainant/Officer responded
D Area

Officer approached by male complaining about a subject following him. Officer asked subject and her friend to leave male alone. The subject and friend were argumentative but walked away. Approximately 20 minutes later officer was approached by a female about two other females fighting. Upon arrival officer observed subject from first incident being restrained by her friend. Based on the subjects level of intoxication and fighting officer took subject into protective custody. Officer had to move subjects hands behind her back to be handcuffed as she actively refused to do so. The subject was refused at detox facility and officers were instructed to bring her to UVMMC ER due to her level of intoxication.

White Female Age 24, 5' 06", 140 lbs.

1 Officer

Officer 1 – empty hand controls – placed hands behind back

Subjects – no injury – transported to UVMMC ER due to level of intoxication
Officers – no injury

#3 21BU14376– Arrest Disorderly Conduct

Complainant/Officers Dispatched
C Area

Complaint employee of Cumberland Farms called stating the arrestee was chasing customers outside of the store, then came in stole a bottle of wine and left. Officers located the arrestee in the parking lot adjacent to the Cumberland Farms. The arrestee was told he was under arrest and he attempted to walk away. Officers held onto the arrestees arms to prevent him from leaving and attempted to place him in handcuffs. The arrestee actively resisted attempting to pull away and tensing up he was placed in handcuffs. When officers asked the arrestee sit down in the rear of the police cruiser he used his legs to push back away from the cruiser. An officer attempted to hold the arrestees legs but was kicked multiple times in the chest by the arrestee. Officer were able to place the arrestee on the ground. Once in this position an officer explained again that he was under arrest and that he need to stop resisting. Officer then helped the arrestee to stand up but as officer again attempted to place him into the rear of the cruiser he actively resisted again kicking another officer in the forearm. Officers then brought the arrestee to the ground and deployed a 1 -2 second burst of OC to his facial region. The arrestee stopped actively resisting but passively resisted as the officers had to carry him and place him



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into the rear of the cruiser. The arrestee was driven to BPD and decontaminated. The arrestee was read our OC Exposure form and when asked if he wanted medical attention he stated yes. BFD responded and transported him for shortness of breath to UVMMC ER. The arrestee was cleared a short time later by ER staff, transported and lodged at corrections.

Black Male Age 34, 5'07", 170 lbs.

3 Officers

Officer 1 – verbal commands/open hand techniques/OC deployed

Officer 2 – empty hand controls/handcuffing/grabbed-held legs

Officer 3 – empty hand controls

Officer –bruise to forearm

Officer – bruise to abdomen

Arrestee – cut lip – transported to UVMMC ER

#4 21BU14349 –Arrest Simple Assault on a Police OfficerX2/Resisting Arrest

Complainant/Officers dispatched

C Area

Officer called to assist another BPD officer with a male in protective custody at UVMMC ER that had become violent kicking the door to the cruiser and making threats during the transport. Upon arrival the officer found the second officer attempting to get the arrestee to exit the cruiser. The arrestee was wheeled into triage. While waiting it appeared the arrestee attempted to spit on one of the officers. A spit hood was placed on the arrestee. The officers had to continuously be held down in the wheelchair to prevent him from standing up. The arrestee then kicked one officer in the leg. Officer informed him he was under arrest. While being wheeled out of the ER the arrestee kicked a security guard. Officers placed arrestee prone on the floor. A officer placed the subjects legs in a figure four and leaned on them to prevent him from kicking. Leg shackles were applied. Arrestee was brought to BPD for processing, released on citation with conditions by judge transported to detox facility.

White Male Age 58, 5'10", 170 lbs.

1 Officers

Officer 1 – Verbal commands/Empty hand controls X2/Handcuffing

Officer 2 – Spit hood/other force used – hand pressure on shoulders, lifted and prone, figure four leg lock/leg shackling

Officers -uninjured



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Arrestee – uninjured by UOF – scrapes on wrist from attempting to pull out of handcuffs.

5. 21BU14390– Felony Possession of Cocaine/Eluding a Police Officer/Driving with criminally suspended license

Officer Initiated

E Area

Officer observed motor vehicle strike a fully marked Burlington Police Department cruiser and flee the scene. Vehicle was later located by separate officer on patrol. Officer initiated a traffic stop. Upon stopping the operator immediately exited the vehicle and fled on foot. The arrestee was located a short time later in the backyard of a residence. Responding officer could not observe the hands of arrestee. The officer drew his firearm and displayed it and gave the arrestee verbal commands to show his hands. The arrestee immediately fled on foot again and the officer holstered his firearm and gave chase. Officer caught arrestee trying to scale fence and was able to pull arrestee down to the ground. After a brief struggle and with the help of another officer the arrestee was placed in handcuffs.

Black Male Age 24, 5'10", 175 lbs.

1 Officer

Officer 1 – Fire arm displayed – verbal commands/Empty hand controls

Officer –not injured

Arrestee – not injured

6. 21BU14565– Arrest Disorderly Conduct/Unlawful Trespass

Complainants/Officers Dispatched

D Area

Complainant called concerning the arrestee who had been trespassed from property was currently there banging on the window. Upon arrival officers attempted to deescalate and have the arrestee leave the property. The arrestee was under the influence of alcohol and refused to comply with officers requests. BFD was summoned to medically clear the arrestee. The arrestee refused treatment and slammed his hands on the hood of the ambulance numerous times and then walked to the window of the residence and pounded on the window. The officer then placed the arrestee under arrest and attempted to place him into handcuffs. The arrestee actively resisted and one officer had to physically place the subjects arm behind his back. Subject was lodged at a correctional facility by a judge's order.

White Male Age 48, 5'08", 150 lbs.



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1 Officers

Officer 1 –Verbal commands/Empty hand controls- hammer lock

Officers – uninjured

Arrestee – uninjured

7. 21BU014754 & 21BU014757 –Arrest on Warrant

Complainants/Officers Dispatched

E Area

Complainant called about a subject passed out. BFD arrived prior to officers and arrestee attempted to assault BFD personnel. The arrestee was transported to UVMMC ER to be medically cleared. The arrestee had two warrants for his arrest. The arrestee was medically cleared by ER personnel. When officers walked the arrestee out of the ER to their cruiser the arrestee began to actively resist checking an officer into a door. The male was brought to the ground with an arm bar. Officers procured a wheelchair to bring him to police cruiser. The male was then transported and lodged on the two warrants.

White Male Age 55, 5’10”, 190 lbs.

2 Officers

Officer 1 – empty hand controls – arm bar

Officer 2 – verbal commands/empty hand controls

Officers -uninjured

Subject –uninjured

8. 21BU014905– Arrest Simple Assault on Police Officer

Complainant/Officers Dispatched

D Area

Complainant called stating she had been assaulted by her son and was now concerned her son had locked himself in the bathroom and would harm himself. Upon arrival officers made contact with the mother who stated her son had “pounded the living shit out of me”. Officer observe the arrestee peering at them from around a corner and asked him to show his hands. The arrestee stepped out and they observed nothing in his hands. One officer attempted to engage in conversation with the arrestee. The arrestee immediately clenched his fists and put up his arms like a “boxer” and charged one of the officers yelling “Fuck it”. The officer pulled the male down to the floor by his shoulders, the officer grabbed him around his upper torso



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from the arrestee's back and the second officer grabbed the arrestee's legs and held them. The officer then began to speak with the arrestee telling him to stop and relax. A third officer arrived on scene and with their assistance were able to place arrestee into handcuffs.

White Male Age 19, 5'07", 150 lbs.

2 Officer

Officer 1 –verbal commands/Empty hand controls – pull down/mount/side body control

Officer 2 – empty hand controls – wrapped legs with arms

Officers -uninjured

Arrestee – transported by BFD to UVMMC ER for wrist pain.

9. 21BU014970– Arrest Simple Assault on Police Officer

Complainant/Officers Dispatched

D Area

Restaurant staffer called about male subject getting into a physical altercation with his parents in restaurant. Upon arrival the officers were speaking with the arrestees parents when the arrestee lit a cigarette and approached within arm's length of one of the officers. The officer asked the arrestee to step back but the arrestee refused to comply. The officer attempted to push the arrestee away from him. The arrestee attempted to punch the officer. The officer was able to bring the arrestee to the ground in a controlled manner without unnecessary force or injury. The second officer was able to grab the arrestee's legs. The arrestee continued to violently struggle as the officers attempted to place them in handcuffs. A third officer arrived and held the arrestee legs as well. They were able to roll the arrestee into a prone position and a fourth officer arrived and was able to place the arrestee into handcuffs.

White Male Age 31, 5'09", 155 lbs.

4 Officer

Officer 1 – empty hand controls X9/handcuffing control

Officer 2 – empty hand controls X2/compliant handcuffing

Officer 3 – empty hand controls

Officer 4 – empty hand controls

Officers – uninjured

Arrestee – uninjured



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10. 21BU15037– Building Alarm

Complainant/Officers dispatched
E Area

Security Company called about an alarm in a business after hours. Officers arrived and located an unsecured door. The announced their presence numerous times and then made entry. They continued to announce as they cleared the building with their firearms out per training. They located a male a short time later in a manufacturing area and one pointed his firearm at the male. The officer recognized the male as an employee and immediately holstered his firearm. The employee had not heard the announcements due to machinery noise.

White Male Age 21, 5'01", 147 lbs.

1 Officer
Officer 1 – verbal commands/firearm pointed

Officers – uninjured
Subject – uninjured

11. 21BU15071– Arrest Domestic Assault/Resisting Arrest

Complainant/Officers dispatched
B Area

Caller stated girlfriend was destroying property in their apartment. Upon arrival the arrestee had closed herself in a bedroom on the second floor of the apartment. The victim was bleeding from several wounds. Officer negotiated through the door to have the arrestee come out and speak with them. The arrestee exited the room but attempted to walk by the officers who attempted to stop her. The arrestee actively resisted the officer's attempts to stop her and she was brought to the floor to try and control her better. The arrestee continued to actively resist the officers as they attempted to place her in handcuffs. The officers asked numerous times for her to stop resisting and place her hands behind her back. A third officer arrived and they were able to place the arrestee in handcuffs. The arrestee was placed into a police cruiser where a short time later she was observed to have slipped a hand out of her handcuff and was now kicking the door screaming to be let out. Officers had to open both doors and told her they were going to fix the handcuff and to not move. The arrestee would not place her hand behind her back and an officer had to physically place the arrestee's hand behind her back. The handcuff was reapplied without further incident.

Black Female Age 28, 5'03", 111 lbs.



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4 Officer

Officer 1 – voice commands asked/empty hand controls X2

Officer 2 – empty hand controls X2 / OC displayed

Officer 3 – empty hand controls

Officer 4 – empty hand controls X2

Officers – uninjured

Subject – uninjured

12. 21BU15075 – Arrest Aggravated Assault

Complainant/Officers dispatched

D Area

Caller stated a male in a black pickup truck was brandishing a firearm at people. Upon arrival a officer made contact with the arrestee in a black pickup truck. Due to the possibility of a firearm the arriving officer drew his fire arm and pointed it at the arrestee and ordered them out of the vehicle. The arrestee did not comply at first and was moving around the cab of the truck. Eventually the arrestee exited the truck and was taken into custody without further incident. A Black handgun was observed through the open truck door under the driver's seat.

Black Male Age 41, 5'11", 140 lbs.

1 Officer

Officer 1 – firearm active pointing/handcuffing

Officers – uninjured

Arrestee – uninjured

13. 21BU15268– Arrest Simple Assault on a Law Enforcement Officer/Disorderly Conduct/ Impeding Public Officers

Complainant/Officers dispatched

D Area

Caller to dispatch stated a male was apparently intoxicated and striking people with an umbrella and kicking them. Officers arrived on scene went out with the arrestee. As the spoke with the arrestee he clenched his fist and walked towards the officers yelling at them. A officer put his hand out to prevent the arrestee from getting too close. The arrestee slapped the officer's arm out of the way and kept approaching. The officers each took an arm of the



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arrestee and he actively resisted them as they attempted to place him in handcuffs. The arrestee was brought to the ground where one officer was able to secure the arrestee's legs and one officer was able to control the arrestee's upper body. A third officer was able to assist getting handcuffs on the arrestee. The arrestee refused to get into the rear of police cruiser and had to be physically placed there.

White Male Age 34, 5'11", 130 lbs.

3 Officer

Officer 1 – verbal commands/empty hand controls

Officer 2 – empty hand controls

Officer 3 - empty hand controls/handcuffing

Officers – uninjured

Arrestee – uninjured

14. 21BU015652 Arrest Aggravated Disorderly Conduct/ Simple Assault on a Law Enforcement Officer/Impeding Public Officers/Resisting Arrest/ Criminal DLS

Officers generated

E Area

2 Officers observed male they knew to be criminally suspended driving in a parking lot. The arrestee then parked his vehicle and the officers went out with the arrestee. The arrestee had his dog in the back seat and officers did not know the demeanor of the dog and asked the arrestee to not open the rear door to the vehicle. Officers attempted to issue a citation to the arrestee for criminal DLS and remove the registration plates from the vehicle as they did not belong to that vehicle. The arrestee became aggressive towards the officers and impeded their actions in removing the license plates. Officer then attempted to take the arrestee into custody asking him to place his hands behind his back. The arrestee refused to place his hands behind his back. Each officer took an arm of the arrestee to try and place his hands behind his back to which he immediately began to resist. The officers called for more units to assist. Two more officers arrived on scene. The four officers were able to bring the arrestee to the ground where he continued to resist they were able to place him in handcuffs. The arrestee then spit on one of the officers. The arrestee continued to struggle with officers and was told he would be sprayed with OC. The arrestee refused to comply and OC was placed on a gloved hand of an officer and wiped across his face. The arrestee stopped resisting. A fifth officer arrived on scene and assisted with the arrestee. The arrestee stated he had asthma. BFD was notified and arrived on scene after being evaluated they transported the arrestee to UVMHC ER for further evaluation. The arrestee was medically cleared at the ER and brought to court.



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Black Male Age 20, 6'00", 220 lbs.

5 Officers

Officer 1 – empty hand controls X2 – arm bar, front wrist lock

Officer 2 – other force- leg takedown/ Empty hand controls – wrist lock

Officer 3 – other force used X2 – knee fold, upper body pressure/OC deployed

Officer 4 – empty hand controls X3 – held arm, held shoulder, forearm/ OC deployed

Officer 5 – verbal direction advised/empty hand controls – rear wrist lock

Officers – uninjured

Subjects – uninjured – medically cleared by UVMHC ER

15. 21BU15863– Search Warrant/Felony Arrest Sale of Narcotics

Officer Generated

D Area

After a lengthy narcotic investigation a search warrant was served on the residence where the narcotics were sold from. In addition to the search warrant officers had probably cause to arrest subjects at that residence for sale of narcotics. While serving the search warrant officer had their firearms out per training as they cleared the residence and arrested the subjects. All subjects were taken either detained or arrested without incident.

White Male Age 41, 5'05", 130 lbs.

Black Male Age 40, 5'07", 150 lbs.

White Male Age 51, 5'11", 285 lbs.

Black Male Age 47, 5'09", 165 lbs.

White Female Age 46, 5'04", 130 lbs.

6 Officer

Officer 1 – firearm pointed/empty hand controls

Officer 2 – firearm pointed

Officer 3 – firearm pointed

Officer 4 – Empty hand controls

Officer 5 – empty hand controls/handcuffing

Officer 6 – Verbal Direction Order/ Firearm pointed

Officers – uninjured

Subjects – 1 injury small laceration on one hand



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16. 21BU15864– Search Warrant/Felony Arrest Sale of Narcotics

Officer Generated

Outside of City of Burlington

After a lengthy narcotic investigation a search warrant was served on the residence where the narcotics were sold from. In addition to the search warrant officers had probably cause to arrest subjects at that residence for sale of narcotics. While serving the search warrant officer had their firearms out per training as the cleared the residence and arrested the subjects. All subjects were taken either detained or arrested without incident.

White Male Age 39, 6'02", 160 lbs.

1 Officer

Officer 1 – Verbal Direction Order/ Firearm pointed

Officers – uninjured

Subject – uninjured

17. 21BU15926 – Protective Custody

Caller/ Officers dispatched

D Area

Caller reported a shirtless male was trying to fight people. Officers arrived on scene and spoke with caller who had observed the male stumbling in and out of traffic and then enter a convenience store where the subject tried to start a fight with several males. The officer were familiar with the subject the caller described and were able to locate him. Due to his actions officers took him into protective custody. They were able to place the subject in handcuffs without incident. While being transported a detox facility in Saint Albans the subject began to slam his head violently into the partition in the cruiser. The subject was warned to stop his action or the officer would administer OC. The subject did not comply and the officer pulled over on the highway and administered his OC to the area of the males face. This stopped the subject's actions. The officer was concerned about the altered state of the male and brought him to Northwest Medical Center to be evaluated before continuing to the detox facility. The subject was medically cleared and brought to the detox facility.

White Male Age 39, 6'03", 160 lbs.

1 Officer

Officer 1 – verbal direction/OC deployed



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Officers – uninjured

Subjects – uninjured and medically cleared

18. 21BU15938– Reckless Endangerment

Officer Generated

B Area

A caller reported 2 gunshots in the area of the Burlington Skate Park. Upon arrival an officer spoke with a witness who had heard people arguing and two gun shots. The witness stated there were two vehicles parked that were involved but only one was still on scene at this time and he pointed the vehicle out to the officer. Officer went out with the remaining vehicle which had three subjects in it and two standing outside of it, one of them looking on the ground. As the officer was speaking with the subject outside of the car dispatched advised him that another 911 caller had observed someone fire a gun from the vehicle he was out with. The officer concerned with a firearm present either in the vehicle or on a person drew his firearm and placed it down by his side and gave verbal commands to the 2 subject to place their hands on the vehicle and waited for more officers to arrive on scene. While waiting a third subject exited the vehicle and the officer had him move to where the two other subjects were at the vehicle. The fourth subject then exited the front passengers side of the vehicle and pulled an object out of his waistband the officer pointed his firearm at the subject fearing they were pulling a firearm out of their waistband and ordered the subject to place his hands on the vehicle. The subject complied. Two more Officers arrived on scene. One officer drew his firearm and held it at the low ready while the subjects were patted down for weapons. Officers then holstered their firearms. A fifth subject was located in the back seat passed out. Officers were able to wake that subject up. A 9 mm shell casing was located next to the vehicle and a 9 mm handgun was recovered from the front passenger seat.

Black Male Age 20, 5'07", 110 lbs.

Black Male Age 18, 6'00", 140 lbs.

Black Male Age 19, 5'09", 130 lbs.

2 Officer

Officer 1 – firearm pointed

Officer 2 – firearm displayed

Officer 3 – firearm pointed

Officers – uninjured

Subjects – uninjured



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19. 21BU16061– Arrest Disorderly Conduct/Assault on a Law Enforcement Officer/Resisting Arrest

Complainant/Officers Dispatched
D area

Downtown bar called advising arrestee was being verbally aggressive and refusing to leave. Upon arrival officers were flagged down by staff and made contact with the arrestee. Officers asked the arrestee to step out of the door way and move to the side so they could speak about what occurred. The arrestee refused. Officer observed that the arrestee was very intoxicated. The officer continued to ask the arrestee to move out doorway to the bar so they could speak. The arrestee became belligerent and threatening towards the officers. At this time, based on his intoxication and aggressive behavior towards bar staff and officers, they attempted to take the arrestee into protective custody. The officer stated to the arrestee that he was taking him into protective custody and asked him to put his hands behind his back. The arrestee began backing up and attempted to flee. Officers attempted to stop him and ended up on the ground on Church St in full view of passerby's. One officer had the arrestee around the torso the other officer had the arrestee around the legs. The arrestee actively resisted the officer's attempts to place him in handcuffs. The two officers with the assistance of two bar staff were trying place him in handcuffs. An officer drew their CEW and gave two warnings to the arrestee that they would be tased. The arrestee stated "go ahead mother fucker tase me." The officer applied a drive stun from a CEW to the arrestee's buttocks. The CEW had no effect on the arrestee. A third officer arrived on scene and moved the two bar employees off the male. With the third officer they were able to place the arrestee into handcuffs.

White Male Age 31, 6'00", 200 lbs.

3 Officer

Officer 1 – Verbal Direction asked/Verbal Direction ordered/Other Force Used X6/CEW used /Handcuffing

Officer 2 – Verbal Direction Ordered/Empty hand controls – leg lock

Officer 3 – Empty hand controls X3

Officers – 1 Officer transported to UVMMC ER injury to knee, elbow.

Subject – uninjured



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20. 21BU16128 – Arrest Criminal Threatening

Caller/ Officers dispatched

B Area

Complainant stated male had threatened children with a knife and then made a comment about getting a gun and shooting people who were watching him. Officer had dealt with the arrestee earlier but did not find any criminal violations. A officer observed the male walking down the street and officers shut down traffic in both directions ahead of the male and behind the male. Officers approached on foot and one officer had the firearm out and pointed at the arrestee as the other officers made contact with him and took him into custody without incident.

White Male Age 34, 6'00", 180 lbs.

1 Officer

Officer 1 – Firearm active pointed

Officer uninjured

Arrestee uninjured

21. 21BU16419 – Arrest Burglary/unlawful Mischief

Caller/ Officers dispatched

B Area

Complainant called stating arrestee had broken two windows and was trying to kick down the front door while threatening to kill the complainant. Upon arrival Officers learned the arrestee was now in his apartment. Officer tried to speak with the arrestee but he continuously slammed the door to his apartment on them then walked in and out of the apartment with items he would throw on the lawn. As the arrestee attempted to enter his apartment the officer took hold of an arm each and attempted to hold him outside of the apartment. The arrestee grabbed the doorjamb to pull himself in. Officer were able to pull the arrestee to the ground where he began to actively resist their attempts to place him in handcuffs. One officer was able to secure his upper torso and the other was able to secure his legs. A third officer arrived and they were able to place him in handcuffs without further incident.

White Male Age 38, 5'10", 195 lbs.



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3 Officer

Officer 1 – empty hand controls X 4

Officer 2 – verbal direction ordered/Empty hand controls/handcuffing

Officer 3 – Empty hand controls

Officer uninjured

Arrestee uninjured